

the debtor's dependents to or for the benefit of the debtor or the debtor's dependents, including structured settlements, resulting from personal injury to the debtor or the debtor's dependents or the wrongful death of a decedent upon which the debtor or the debtor's dependents were dependent.

Approved April 26, 2007

CHAPTER 115

DEPARTMENT OF ADMINISTRATIVE SERVICES — MISCELLANEOUS CHANGES

H.F. 849

AN ACT concerning the department of administrative services and including an effective date provision.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 2.47A, subsection 1, paragraph c, Code 2007, is amended to read as follows:

c. Receive annual status reports for all ongoing capital projects of state agencies, ~~pursuant to section 8A.321, subsection 11.~~

Sec. 2. Section 7A.3, subsection 1, Code 2007, is amended by striking the subsection.

Sec. 3. Section 8A.122, subsection 1, Code 2007, is amended to read as follows:

1. The director shall enter into agreements with state agencies, and may enter into agreements with any other governmental entity or a nonprofit organization, to furnish services and facilities of the department to the applicable governmental entity or nonprofit organization. The agreement shall provide for the reimbursement to the department of the reasonable cost of the services and facilities furnished. All governmental entities of this state may enter into such agreements. For purposes of this subsection, "nonprofit organization" means a nonprofit entity which is exempt from federal income taxation pursuant to section 501(c)(3) of the Internal Revenue Code and which is funded in whole or in part by public funds.

Sec. 4. Section 8A.204, subsection 2, paragraph c, Code 2007, is amended by striking the paragraph.

Sec. 5. Section 8A.204, subsection 2, paragraph d, Code 2007, is amended to read as follows:

d. The technology governance board annually shall elect a chair and a vice chair from among the members of the board, by majority vote, to serve a one-year ~~term~~ terms.

Sec. 6. Section 8A.311, Code 2007, is amended by adding the following new subsection:

NEW SUBSECTION. 21. a. The state, through the department, shall give a preference to purchasing equipment, supplies, or services from or awarding public improvement contracts pursuant to subsection 11 to an Iowa-based business as provided under paragraph "b", as appropriate, if the bid submitted is comparable in price to those submitted by other bidders and meets the required specifications. However, before giving the preference, the department shall confirm with the Iowa employer support of the guard and reserve committee that the requirements of paragraph "b" have been met by the Iowa-based business.

b. To receive a preference as provided by this subsection, the Iowa-based business employer shall have adopted policies beyond those otherwise required by law to support employees who are officers or enlisted persons in the national guard and organized reserves of the armed forces of the United States consistent with standards adopted by the Iowa employer support of the guard and reserve committee. To be eligible for such preference, an employer shall submit to the committee a copy of the applicable policies adopted by the employer and shall sign and submit to the committee a statement of support of persons in the employ of the employer who serve in the national guard and the reserves, recognizing the vital role of the national guard and the reserves, and pledging all of the following:

(1) To neither deny employment nor limit or reduce job opportunities because of an employee's service in the national guard or organized reserves of the armed forces of the United States.

(2) To grant leaves of absence during a period of military duty or training.

(3) To ensure that all employees are aware of the employer's policies and the requirements of section 29A.43.

Sec. 7. Section 8A.321, subsection 12, Code 2007, is amended by striking the subsection.

Sec. 8. Section 8A.362, subsection 4, paragraph c, Code 2007, is amended to read as follows:

c. Not later than ~~February~~ June 15 of each year, the director shall report compliance with the corporate average fuel economy standards published by the United States secretary of transportation for new motor vehicles, other than motor vehicles purchased by the state department of transportation, institutions under the control of the state board of regents, the department for the blind, and any other state agency exempted from the requirements of this subsection. The report of compliance shall classify the vehicles purchased for the current vehicle model year using the following categories: passenger automobiles, enforcement automobiles, vans, and light trucks. The director shall deliver a copy of the report to the department of natural resources. As used in this paragraph, "corporate average fuel economy" means the corporate average fuel economy as defined in 49 C.F.R. § 533.5.

Sec. 9. Section 8A.454, subsection 4, Code 2007, is amended to read as follows:

4. This section is repealed July 1, ~~2007~~ 2009.

Sec. 10. Section 18A.1, Code 2007, is transferred to section 8A.371.

Sec. 11. Section 18A.2, Code 2007, is transferred to section 8A.372.

Sec. 12. Section 18A.3, Code 2007, is transferred to section 8A.373.

Sec. 13. Section 18A.4, Code 2007, is transferred to section 8A.374.

Sec. 14. Section 18A.5, Code 2007, is transferred to section 8A.375.

Sec. 15. Section 18A.6, Code 2007, is transferred to section 8A.376.

Sec. 16. Section 18A.7, Code 2007, is transferred to section 8A.377.

Sec. 17. Section 18A.11, Code 2007, is repealed.

Sec. 18. EFFECTIVE DATES.

1. The section of this Act amending section 8A.454, being deemed of immediate importance, takes effect upon enactment.

2. The section of this Act amending section 8A.311 takes effect January 1, 2008.

Approved April 26, 2007

CHAPTER 116**IOWA COMMUNICATIONS NETWORK
TELECOMMUNICATIONS EQUIPMENT OR
SERVICES PURCHASES — APPROVAL***H.F. 851*

AN ACT relating to expenditure approval requirements applicable to the purchase of telecommunications equipment or services by the Iowa communications network.

Be It Enacted by the General Assembly of the State of Iowa:

Section 1. Section 8D.3, subsection 3, paragraph f, Code 2007, is amended to read as follows:

f. Include in the commission's annual report related to the network the actual income and expenses for the network for the preceding fiscal year and estimates for income and expenses for the network for the two-year fiscal period that includes the fiscal year during which the report is submitted. The report shall include the amount of any general fund appropriations to be requested, any recommendations of the commission related to changes in the system, and other items as deemed appropriate by the commission. The report shall also include a list of contracts in excess of one million dollars entered into by the commission during the preceding fiscal year, including any contract entered into pursuant to section 8D.11 or 8D.13 or any other authority of the commission.

Sec. 2. Section 8D.11, subsection 1, Code 2007, is amended to read as follows:

1. a. The commission may purchase, lease, and improve property, equipment, and services for telecommunications for public and private agencies and may dispose of property and equipment when not necessary for its purposes. However, ~~the~~ The commission shall not ~~may~~ enter into a contract for the purchase, lease, or improvement of property, equipment, or services for telecommunications pursuant to this subsection in an amount ~~not~~ greater than ~~one million dollars~~ the contract limitation amount without prior authorization by a constitutional majority of each house of the general assembly, ~~or approval by the legislative council if the general assembly is not in session, or the approval of the executive council as provided pursuant to paragraph "b".~~ A contract entered into under this subsection for an amount exceeding the contract limitation amount shall require prior authorization or approval by the general assembly, the legislative council, or the executive council as provided in this subsection. The commission shall not issue any bonding or other long-term financing arrangements as defined in section 12.30, subsection 1, paragraph "b". Real or personal property to be purchased by the commission through the use of a financing agreement shall be done in accordance with the provisions of section 12.28, provided, however, that the commission ~~shall not may~~ purchase property, equipment, or services for telecommunications pursuant to this subsection a financing agreement in an amount ~~not~~ greater than ~~one million dollars~~ the contract limitation amount without prior authorization by a constitutional majority of each house of the general assembly, ~~or approval by the legislative council if the general assembly is not in session, or the approval of the executive council as provided pursuant to paragraph "b".~~ A contract entered into under this subsection for an amount exceeding the contract limitation amount shall require prior authorization or approval by the general assembly, the legislative council, or the executive council as provided in this subsection.

b. Approval by the executive council as provided under paragraph "a" shall only be permitted if the contract for which the commission is seeking approval is necessary as the result of circumstances constituting a natural disaster or a threat to homeland security.

c. For purposes of this subsection, "contract limitation amount" means two million dollars. However, beginning July 1, 2008, and on each succeeding July 1, the director shall adjust the contract limitation amount to be applicable for the twelve-month period commencing on Sep-